



Docket No.: 203675US-6

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

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RE: Application Serial No.: 09/448,836

Applicants: Taro SUIITO, et al.

Filing Date: November 23, 1999

For: INFORMATION PROCESSING APPARATUS,
INFORMATION PROCESSING METHOD, AND
DISTRIBUTION MEDIA

Group Art Unit: 2613

Examiner: VO, T.

SIR:

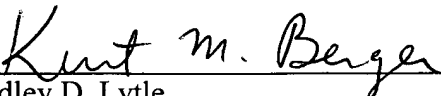
Attached hereto for filing are the following papers:

**PETITION UNDER 37 C.F.R. § 1.181
COPY OF INFORMATION DISCLOSURE STATEMENT
COPY OF FILING RECEIPT DATED FEBRUARY 11, 2000
COPY OF PTO FORM 1449 (ATTACHMENT A)**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


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Registration No. 51,461

Docket No: 203675US-6



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

:

Taro SUITO, et al.

: EXAMINER: VO, T.

SERIAL NO: 09/448,836

DATE ALLOWED: 04/09/04

FILED: NOVEMBER 23, 1999

: GROUP ART UNIT: 2613

FOR: INFORMATION PROCESSING
APPARATUS, INFORMATION
PROCESSING METHOD, AND
DISTRIBUTION MEDIA

PETITION UNDER 37 C.F.R. § 1.181

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

This petition is in response to the Notice of Allowance mailed April 9, 2004.

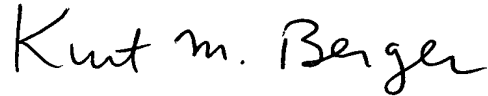
Favorable reconsideration of this application in light of the following discussion is respectfully requested. Claims 1-87 are currently pending, and no claims have been amended herewith.

This petition under 37 C.F.R. § 1.181 requests that the Information Disclosure Statement (IDS) filed on February 11, 2000, be considered and acknowledged. Applicants have not received a signed copy of Attachment A of the filed PTO Form-1449 (a copy of which is attached herewith) indicating that the applications submitted therein have been considered. Accordingly, this petition requests that the submitted IDS be considered and acknowledged.

An action on the merits is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

A handwritten signature in black ink that reads "Kurt m. Berger". The signature is written in a cursive, slightly informal style.

Bradley D. Lytle
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Registration No. 40,073
Kurt M. Berger, Ph.D.
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BEST AVAILABLE COPY

Serial/Patent/Reg. No. 09/448,836 I&L File No. Sony-Q9138 By: RSS/dan
In the Matter of the Application of: Jaro Suito et al.
Title/Mark: Information Processing Apparatus
Date Mailed: 2/9/00 Due Date: _____

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:

<input type="checkbox"/> Transmittal Letter	<input type="checkbox"/> Trademark (Use) Appln., Drawing and _____ Specimens
<input type="checkbox"/> Patent Application	<input type="checkbox"/> ITU Trademark Application and Drawing
<input type="checkbox"/> _____ pgs. specification including _____ pgs. claims	<input type="checkbox"/> _____ Request for Extension of Time (trademark)
<input type="checkbox"/> Drawings _____ sheets _____ formal _____ informal	<input type="checkbox"/> (Notice of Allowance: _____)
<input type="checkbox"/> Oath/Declaration	<input type="checkbox"/> Statement of Use/Amendment to Allege Use
<input type="checkbox"/> Assignment w/ Form PTO-1595	<input type="checkbox"/> Section 8 & 15 Declaration
<input type="checkbox"/> Power of Attorney	<input type="checkbox"/> Trademark Renewal Application and _____ Specimen
<input type="checkbox"/> Small Entity Declaration	<input type="checkbox"/> Opposition to _____
<input checked="" type="checkbox"/> Deposit Account Authorization (in duplicate)	<input type="checkbox"/> Petition for Cancellation
<input checked="" type="checkbox"/> Information Disclosure Statement, PTO-1449 w/ <u>5</u> references	<input type="checkbox"/> Certificate of Mailing
<input type="checkbox"/> Check \$ _____	<input type="checkbox"/> Express Mail Certificate No. _____
<input type="checkbox"/> Amendment/Response	<input type="checkbox"/> Certificate under §3.73(b)
<input type="checkbox"/> Request for Extension of Time (____ months)(patent)	<input type="checkbox"/> Certificate of Correction (PTO Form 1050)
<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Petition for _____
<input type="checkbox"/> Notice of Appeal	<input checked="" type="checkbox"/> Other: <u>COPIES OF U.S. APPS.</u>
<input type="checkbox"/> Appeal Brief (in triplicate)	<input type="checkbox"/> <u>09/447,496</u>
<input type="checkbox"/> Letter to Official Draftsman	<input type="checkbox"/> <u>09/448,837</u>
<input type="checkbox"/> Issue Fee Transmittal	
<input type="checkbox"/> Maintenance Fee Transmittal	
<input type="checkbox"/> Request for _____	



PATENT

-1-

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	Group Art Unit: 2712
)	
TARO SUITO ET AL.)	Examiner: Not Assigned
)	
Application No. 09/448,836)	<u>INFORMATION DISCLOSURE</u>
)	<u>STATEMENT</u>
Filed: November 23, 1999)	
)	2001 Ferry Building
For: INFORMATION PROCESSING)	San Francisco, CA 94111
APPARATUS, INFORMATION)	(415) 433-4150
PROCESSING METHOD, AND)	
PROVISION MEDIUM)	Atty. Docket No. SONY-Q9138

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on February 9, 2000.

LIMBACH & LIMBACH L.L.P. Date: February 9, 2000

By:

Name: Deborah A. Mojarro

Assistant Commissioner
for Patents
Washington, D.C. 20231

Sir:

Applicants submit herewith patents, publications or other information [attached hereto and listed on the attached Form PTO-1449 (modified)] of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR § 1.56.

This Information Disclosure Statement:

- (a) ☐ accompanies the new patent application submitted herewith. 37 CFR § 1.97(a).
- (b) ☒ is filed within three months after the filing date of the application or within three months after the date of entry of the national stage of a PCT application as set forth in 37 CFR § 1.491.

- (c) ☐ as far as is known to the undersigned, is filed before the mailing date of a first Office Action on the merits.
- (d) ☐ is filed after the first office action and more than three months after the application's filing date or PCT national stage date of entry filing but, as far as is known to the undersigned, prior to the mailing date of either a final rejection or a notice of allowance, whichever occurs first, and is accompanied by either the fee (\$240) set forth in 37 CFR § 1.17(p) or a certification as specified in 37 CFR § 1.97(e), as checked below.
- (e) ☐ is filed after the mailing date of either a final rejection or a notice of allowance, whichever occurred first, and the Issue Fee has not been paid, and is accompanied by the fee (\$130) set forth in 37 CFR § 1.17(i)(1) and a certification as specified in 37 CFR § 1.97(e), as checked below. This document is to be considered as a petition requesting consideration of the information disclosure statement.

[If either of boxes (d) or (e) are checked above, the following "certification" under 37 CFR § 1.97(e) may need to be completed.] The undersigned certifies that:

- (f) ☐ Each item of information contained in the information disclosure statement was cited in a communication mailed from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.
- (g) ☐ No item of information contained in this information disclosure statement was cited in a communication mailed from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this information disclosure statement.

I. Pending Patent Applications (Unpublished References)

Two pending U.S. patent applications are listed on the enclosed Attachment A for the Examiner's consideration and entry into the present application. In accordance with MPEP § 2001.06(b), the Examiner is respectfully requested to consider such U.S. patent applications and indicate, by initialing on the Attachment A that the listed applications have been considered.

II. Published References

A list of the patent(s) or publication(s) is set forth on the attached Form PTO-1449 (Modified).

A copy of the items on PTO-1449 (Modified) is supplied herewith:

(h) ☒ each (i) ☐ none (j) ☐ only those listed below:

Those patent(s) or publication(s) which are marked with an asterisk (*) in the attached form PTO-1449 (Modified) are not supplied because they were previously cited by or submitted to the Office in a prior application no. , filed and relied upon in this application for an earlier filing date under 35 U.S.C. § 120.

A concise explanation of relevance of the items listed on form PTO-1449 (Modified) is:

- (k) ☒ not given
- (l) ☐ given for each listed item
- (m) ☐ given for only non-English language listed item(s)
[Required]
- (n) ☐ is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references [copy attached].

The Examiner is reminded that a "concise explanation of the relevance" of the submitted items "may be nothing more than identification of the particular figure or paragraph of the patent or publication which has some relation to the claimed invention," MPEP § 609.

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR § 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been

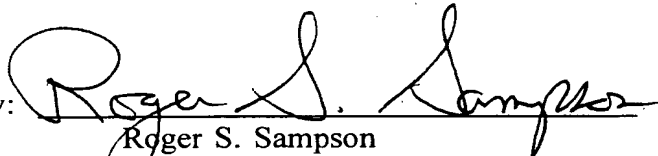
made or that no other material information as defined in 37 CFR § 1.56(a) exists. It is submitted that the Information Disclosure Statement is in compliance with 37 CFR § 1.98 and MPEP § 609 and the Examiner is respectfully requested to consider the listed references.

[x] The Commissioner is hereby authorized to charge our Deposit Account No. 12-1420 for any fees required in connection with the filing of this Information Disclosure Statement. **A duplicate copy of this Notice is enclosed for this purpose.** In particular, in the event that an Office Action has crossed in the mail with this Information Disclosure Statement, the Commissioner is authorized to charge the above-named deposit account for any fees required pursuant to CFR §§ 1.17(p) or 1.17(i)(1).

Respectfully submitted,

LIMBACH & LIMBACH L.L.P.

Dated: February 9, 2000 By:



Roger S. Sampson

Reg. No. 44,314

Tel. No. 415/433-4150

Our File: SONY-Q9138

ATTACHMENT A

LIST OF U.S. PATENT APPLICATIONS

NOT FOR PRINTING

In accordance with MPEP § 609 C(2), the Examiner is respectfully requested to consider the listed applications and indicate on Attachment A that the listed applications have been considered.

Atty. Docket No. SONY-Q9138	Appln. No. 09/448,836	Applicant(s) TARO SUITO ET AL.	Filing Date November 23, 1999	Group 2712
*Examiner Initials	U.S. PATENT APPLICATIONS			FILING DATE
	AF	APPLICATION NO. 09/447,496		November 23, 1999
	AG	APPLICATION NO. 09/448,837		November 23, 1999
Examiner			Date Considered	
<p>* Examiner: Initial if application considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>				